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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: May 23, 2005 Name: Steven P. Shurtz Signature: /Steven P. Shurtz/

**BRINKS
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& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **ROBERT J. YATKA et al.**

Appln. No.: **10/712,114**

Filed: **November 13, 2003**

For: **METHOD OF CONTROLLING
RELEASE OF N-SUBSTITUTED
DERIVATIVES OF ASPARTAME IN
CHEWING GUM AND GUM
PRODUCED THEREBY**

Examiner: **A. Corbin**

Art Unit: **1761**

Attorney Docket No: **1391/1561**

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Appeal Brief, Petition for Three Month Extension of Time
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ An extension fee in an amount of \$1020.00 for a three-month extension of time under 37 C.F.R. § 1.136(a).
- ☒ A petition or processing fee in an amount of \$500.00 under 37 C.F.R. § 41.20(b)(2).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☒ Payment by credit card in the amount of \$500.00 (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

May 23, 2005

Date

/Steven P. Shurtz/

Steven P. Shurtz (Reg. No. 31,424)